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FEDERAL COMMUNICATIONS COMMISSION WASHINGTON, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY

Honorable Hamilton Fish, Jr. Member, House of Representatives Hark Plaza, Bldg. 3, Suite 209 235 Route 9 Wappingers Falls, New York 12590

Dear Congressman Fish:

This is in reply to your letter of February 12, 1993, in which you inquired on behalf of your constituent, Michael Buzzeo, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Your constituent is specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take your constituent's concerns into account when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Your constituent's letter will be included in the record of the proceeding. We expect final rules to be issued in 1994.

> Sincerely, Edward R. Jacobs

> > (Kichard J. Shiben

Chief, Land Mobile & Microwave Division

Private Radio Bureau

Enclosures

cc:

CNTL NO - 9300902

Chief, PRBureau Chief, LM&MDivison Docket Files, Room 222 P&P Branch File (Pink)

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Congressional

DUES 3-8-93 PLEASE MAKE 2 EXTRA COPIES OF INCOMING, ATTACHMENTS,

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Congress of the United States

House of Representatives Washington, DC 20515-3221

12 February 1993

JUDICIARY COMMITTEE VICE CHAIRMAN

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Mr. Terry Haines, Chief of Staff Federal Communications Commission Office of Congressional Affairs 1919 M Street, NW Washington, D.C. 20554

Dear Mr. Haines:

The enclosed correspondence from my constituent, Mr. Michael Buzzeo of New Windsor, New York, is submitted for your review and consideration as it pertains to the difficulties he has encountered.

As you will note, Mr. Buzzeo is a radio controlled model airplane flyer enthusiast. Mr. Buzzeo is most concerned with the proposed FCC plan to create more land mobile frequencies. He feels that if this plan is adopted, it will result in many land frequencies moving closer to the radio controlled frequencies and cause interference with radio control operations. Mr. Buzzeo feels that this will create the possibility of crippling or fatal consequences. Further, he feels that it is unjust for the FCC to seek to improve the operating conditions of land mobile radio users at the expense of radio control modelers.

Any assistance you may be able to provide in addressing the concerns of my constituent, would be greatly appreciated. Please direct any questions or response on this case, to my Wappingers Falls District office.

With every best wish,

Sincerely,

11	 <u>Q.</u>

Received 2-12-93 W.F. OFFICE

February 10, 1993

The Honorable Hamilton Fish, Jr. 1440 Route 9, Suite 209 Wappingers Falls, NY 12590

Dear Congressman Fish:

I am the second of three generations of radio controlled model airplane flyers. Aside from the hours of enjoyment I derive from building and flying my planes, this sport has also created a strong bond between my Dad, my son and myself; as we are all active members in local flying clubs.

The public at large has a strong misconception of this sport. A person does not go into his or her local hobby shop, buy a model plane, and take it out and fly it. I cannot emphasize enough that these are not toys! In fact, very often they have wing spans of six or seven feet and travel in excess of 100 m.p.h., powered by the equivalent of a chain saw engine spinning a 20" propeller at 16,000 r.p.m. Their construction is precise and exacting and takes weeks, months, and even years to complete, and can only be flown after years of highly supervised training. It is, in fact, harder to fly a radio controlled airplane than to fly a real one!

When we fly our model planes, we go to great lengths to assure the safety of all people present (apart from the operators, this sport also generates a large spectator population). One of our most important safety precautions is the careful coordination and use of radio frequencies. Now the FCC wants to create more land mobile frequencies by splitting them into narrower band widths (PR Docket 92-235). At present, there is one land frequency between each of the frequencies used by modelers. The FCC's plan, if adopted, would increase this to 5 land frequencies. As a result, many land frequencies will move closer to the radio control frequencies and cause interference with radio control operations, with the possibility of crippling or fatal consequences.

I do not think it is wise of the FCC to seek to improve the operating conditions of land mobile radio users at the expense of radio control modelers. The FCC may not think we are as important as business users of radios, but we have a considerable investment in our models and in our radio equipment. The hobby provides many hours of enjoyment to thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out is proposals of the 72-76 MHz band.

